

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 8, 2003
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 1, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)

- 2) **SPECIAL PRESENTATIONS:**
 - A. A resolution proclaiming July 7 through July 18, 2003 as the "Campaign Against Hunger". (R-03-0049)

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, July 8, 2003.

- 5) **PUBLIC HEARINGS:**
 - A. Continuation of a public hearing regarding County Special Permit 198, Wyndam Place Community Unit Plan, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, consisting of 16 residential acreage lots, on property generally located at North 176th Street and Holdrege Street in Lancaster County, Nebraska.

 - B. Continuation of a public hearing regarding County Preliminary Plat 03000, Wyndam Place, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, consisting of 16 residential acreage lots, on property generally located at North 176th Street and Holdrege Street in Lancaster County, Nebraska

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CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER
PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE
MAY ACCOMMODATE YOUR NEEDS.**

5) **PUBLIC HEARINGS CONTINUED:**

- C. County Board of Zoning Appeals, Appeal 113, requested by Simon G. Rezac, for a variance of the rear yard setback from 100 feet to 22 feet on property generally located east of Northwest 126th Street approximately one-half mile north of West Holdrege Street in Lancaster County, Nebraska.

6) **OLD BUSINESS:**

- A. Appointment of Gerald "Jerry" R. Chrastil to the Veteran's Services Committee for a five year term, beginning July 1, 2003 and ending July 1, 2008.

7) **NEW BUSINESS:**

- A. An application for a Special Designated License from the Wine Merchants, Inc. to hold a wedding reception on Friday, July 25, 2003 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street.
- B. An application for a Special Designated License from the Wine Merchants, Inc. to hold a wedding reception on Saturday, August 2, 2003 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street.
- C. An application for a Special Designated License from B & B-Q Inc. d/b/a Cheerleaders to hold a wedding reception on Sunday, August 24, 2003 from 5 p.m. to 1 a.m. at Country Pines located at 6305 Adams Street.
- D. An agreement with ESRI for maintenance of the ArcInfo software used at the Lancaster County Engineering Department. The term of the agreement is from July 21, 2003 through July 20, 2004. The County shall pay \$9,400 for the services and software upgrade. (C-03-0352)
- E. Recommendation from the Purchasing Agent and the Vending Services Committee to award a Request for Proposal (RFP) to LinPepCo Snacks to provide annual requirements for vending services for the Lancaster County Corrections Department. The award recommendation secures a 25 percent commission rate on all products sold via the vending placements and a guaranteed minimum annual commission (GMAC) amount of \$25,000 to be paid to the County. The County also receives a \$6,000 signing bonus upon ratification of the contract and an additional \$6,000 signing bonus upon ratification of the option to renew for an additional three year period. (B-03-0017)
- F. A political subdivision tort claim filed against the Lancaster County Corrections Department by Jessie Lee Labahn, in the amount of \$80.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. County Clerk's Monthly Report for June, 2003.
2. Lancaster Manor's Monthly Report.

B. A right-of-entry agreement relating to road improvements between the Lancaster County Engineering Department and Isla M. Kreine at Northwest 27th Street and Bluff Road; Project CP-G-245. (C-03-0353)

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Kevin J. and Maria C. Howat east of Southwest 86th Street on West Gage Road; Project C.P.V-77. This is a donation. (C-03-0354)
- ▶ Monte and Burdette Murkle east of Southwest 86th Street on West Gage Road; Project C.P.V-77. This is a donation. (C-03-0355)
- ▶ Pacific Clay Products, Inc. d/b/a Yankee Hill Brick Manufacturing Company at Southwest 56th and West Claire Streets, in the amount of \$72; Project C.P.O-259. (C-03-0356)

9) **DISCUSSION REGARDING JULY 25, 2003 DECISION OF THE STATE OF NEBRASKA TO AWARD GRANT FUNDS:**

Discussion regarding July 25, 2003 decision of the State of Nebraska to award grant funds, which impacts the status of County Contract C-03-0319. This contract is with the Nebraska State Probation Administration for supporting the Lancaster County Juvenile Drug Court from July 1, 2003 to June 30, 2004.

10) **EMERGENCY ITEMS AND OTHER BUSINESS:**

11) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 10, 2003 in Room 113 located on the first floor of the County-City Building.

11) **ANNOUNCEMENTS CONTINUED:**

B. A joint City Council/Board of Commissioners public hearing for Thursday, July 10, 2003, at 5:30 p.m. in the City Council/County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding the following:

- ▶ **Comprehensive Plan Amendment 03001**, by the Director of Planning, at the request of the Public Works and Utilities Department, the Parks and Recreation Department and the Pedestrian-Bicycle Advisory Committee, to update the Bicycle and Trails element of the 2025 Lincoln/Lancaster County Comprehensive Plan.
- ▶ **Comprehensive Plan Amendment 03002**, by the Director of Planning, at the request of the Public Works and Utilities Department, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to adopt the 2003 Lincoln Water System Facilities Master Plan.
- ▶ **Comprehensive Plan Amendment 03003**, by the Director of Planning, at the request of the Public Works and Utilities Department, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to adopt the 2003 Lincoln Wastewater Facilities Plan.
- ▶ **Comprehensive Plan Amendment 03006**, by the Director of Planning at the request of the Public Works and Utilities Department and the Technical Committee of the MPO, to amend the Mobility and Transportation section of the 2025 Lincoln/Lancaster County Comprehensive Plan to update the Existing and Future Streets and Highways Functional Classification maps.
- ▶ **Comprehensive Plan Amendment 03010**, by the Director of Planning at the request of Hampton Development Services, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change from Urban Residential to Commercial and to make minor modifications to the boundary between Commercial and Urban Residential uses north of Interstate 80 between North 14th and North 27th Streets.
- ▶ **Comprehensive Plan Amendment 03011**, by the Director of Planning at the request of Kent Seacrest, on behalf of Meginnis Farm Joint Venture, Ridge Development Company, and Southview, Inc., to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to revise the Community Center commercial designation to designate specifically the northwest and northeast corners of 98th and O Streets as a Community Center; to revise the light industrial designation for a future "employment center" to specifically designate an area northwest of 98th and O Streets as Industrial; and to specifically designate Commercial and Industrial uses at 98th and O Streets.
- ▶ **Comprehensive Plan Amendment 03012**, by the Director of Planning, at the request of Tom Huston, on behalf of the University of Nebraska - Omaha (UNO) Properties, Inc. and Apple's Way LLC, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change approximately 60 acres from Urban Residential to Commercial at South 66th Street and Highway 2.

11) ANNOUNCEMENTS CONTINUED:

- ▶ **Comprehensive Plan Amendment 03013**, by the Director of Planning, at the request of Mary Jo Livingston, for Livingston Investments, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change from Urban Residential to Commercial on approximately seven acres on the north side of Highway 2 between the Pine Lake Neighborhood and Berean Church; and to change the use of commercial property on the south side of Highway 2 at Pine Lake Road, currently zoned O-3 Office District, from office to retail in the approved Southeast Lincoln/Highway 2 Subarea Plan.
- ▶ **Comprehensive Plan Amendment 03014**, by the Director of Planning, at the request of Kent Seacrest, on behalf of Ridge Development Company and Southview, Inc., to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to move the Community Center commercial designation from South 40th Street and Yankee Hill Road to South 27th Street and Yankee Hill Road; move the Neighborhood Center designation from South 27th Street and Yankee Hill Road to South 40th Street and Yankee Hill Road; and change the land use plan to designate property to the northwest of South 27th Street and Yankee Hill Road as commercial.
- ▶ **Comprehensive Plan Amendment 03015**, by the Director of Planning, at the request of J. Michael Rierden, on behalf of Lincoln Federal Savings Bank, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to move the Community Center commercial designation from one-half mile south of South 40th Street and Yankee Hill Road to South 27th Street and Yankee Hill Road; to move the Neighborhood Center designation from South 27th Street and Yankee Hill Road to one-half mile south of Yankee Hill Road and west of South 40th Street; and add industrial use one-half mile south of Yankee Hill Road on the west side of South 40th Street for future “employment center”.
- ▶ **Comprehensive Plan Amendment No. 03016**, by the Director of Planning, at the request of Peter Katt, on behalf of Dwaine Rogge, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change a portion of property designated “Environmental Resources” to “Industrial” between Salt Creek and Arbor Road, west of North 70th Street.
- ▶ **Comprehensive Plan Amendment 03017**, by the Director of Planning, at the request of Jim Burden, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to include a presentation of a universal transportation service known as Personal Rapid Transit or PRT.
- ▶ **Comprehensive Plan Amendment 03018**, by the Director of Planning, at the request of Andermatt, LLC and Eiger Corporation, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change approximately 44 acres of land from Urban Residential to Commercial, north of Highway 2 and east of South 91st Street, in the Land Use Plan and the Southeast Lincoln/Highway 2 Subarea Plan; and amend text accordingly.

11) **ANNOUNCEMENTS CONTINUED:**

▶ **Comprehensive Plan Amendment 03019**, by the Director of Planning, at the request of Kent Seacrest, on behalf of Ridge Development Company and Southview, Inc. to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to revise the Community Center commercial designation to designate specifically the northwest corners of Homestead Expressway and West Denton Road as a Community Center; revise the light industrial designation for a future "employment center" to specifically designate an area northwest of Homestead Expressway and West Denton Road as Industrial; and specifically designate commercial and industrial uses in the Land Use Plan at Homestead Expressway and West Denton Road.

▶ **Comprehensive Plan Amendment 03020**, by the Director of Planning, at the request of Mark Hunzeker, on behalf of John Sampson and David McEwen, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to designate a "Community" sized commercial center at approximately South 40th Street between Rokeby Road and Yankee Hill Road.

C. A public hearing will be held on Tuesday, July 15, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Special Permit 201, requested by Alltel Communications, for authority to erect a 197 foot tall monopole for wireless facilities, on property generally located northwest of the intersection of Highway 77 and Branched Oak Road in Lancaster County, Nebraska.

D. The Lancaster County Board of Commissioners have scheduled budget meetings to be held in Conference Room 113 located on the first floor of the County-City Building at 555 South 10th Street, Lincoln, Nebraska:

Other Budget Meetings Will be Scheduled on a Staff Meeting Agenda:

Tuesday, July 8, 2003 - 4:00 p.m.: Common Budget Meeting, County-City Building, Room 112 (tentative date/time from City)

Thursday, July 10, 2003 - 8:30 a.m.: Working Session; County-City Building, Room 113

Tuesday, July 15, 2003 - 8:00 a.m. to 1:00 p.m.: Final Working Session on Board Proposed Budget; County-City Building, Room 113

Thursday, July 17, 2003 - 1:30 p.m. to 4:30 p.m.: Final Working Session on Board Proposed Budget; County-City Building, Room 113

Tuesday, August 12, 2003 - 7:00 p.m.: Public Hearing on County Budget; County City Building, County Commissioners Hearing Room - Room 112

11) **ANNOUNCEMENTS CONTINUED:**

Thursday, August 14, 2003 - 10:00 a.m. to 11:30 a.m.: Review of Agricultural Society Budget and Rural Fire District Budgets; County-City Building, Room 113

Tuesday, August 26, 2003 - 1:30 p.m.: Adopt County Budget; County-City Building, Commissioners Hearing Room - Room 112

- E. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at www.ci.lincoln.ne.us. Click on 5 City-TV Video On Demand.

12) **PENDING:**

- A. Comprehensive Plan Amendment Number 02001.A, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the northeast corner of 84th and Van Dorn Streets.
- B. Comprehensive Plan Amendment Number 02001.B, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the southeast corner of 84th and South Streets.

13) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at: <http://www.ci.lincoln.ne.us> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JULY 8, 2003
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 1, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS:**

Approval of 17 additions and deductions to the tax assessment rolls per Exhibit A.

- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Gospel Outreach Ministries

- 5) **ADJOURNMENT:**

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